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8 Attorney for Defendant,  
9 TRENT HARIACZYI

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11  
12 IN THE UNITED STATES DISTRICT COURT  
13  
14 EASTERN DISTRICT OF CALIFORNIA, FRESNO

15 \* \* \* \* \*

16 UNITED STATES OF AMERICA, ) Case No.: CR-F-02-5301 OWW  
17 )  
18 Plaintiff, ) STIPULATION FOR CONTINUANCE AND  
19 ) PROPOSED ORDER THEREON  
20 )  
21 vs. )  
22 )  
23 TRENT HARIACZYI, )  
24 )  
25 Defendant. )  
26 )  
27 )  
28 )

29 IT IS HEREBY STIPULATED between the Defendant, Trent  
30 Hariaczcyi, by and through his attorney-of-record, Anthony P.  
31 Capozzi, and Plaintiff, by and through Assistant United States  
32 Attorney, Jonathan B. Conklin, that the hearing now set for May 2,  
33 2005, be continued to June 6, 2005, at 1:30 p.m. It is further  
34 stipulated by the parties that any delay resulting from this  
35 continuance shall be excluded on the following basis:

- 36 (1) Title 18, United States Code, Section 3161(h)(8)(A) -  
37 - that the ends of justice served by taking such  
38 action outweighs the best interest of the public and  
39 the defendant in a speedy trial;

(2) Title 18, United States Code, Section 3161(h)(8)(B)(ii): that is unreasonable to expect adequate preparation for pre-trial proceedings or for the trial itself with the time limits established due to the complexity of the case.

Respectfully submitted,

Dated: April 27, 2005

/s/ Anthony P. Capozzi  
ANTHONY P. CAPOZZI,  
Attorney for Defendant,  
Trent Hariaczyi

Dated: April 27, 2005

/s/ Jonathan B. Conklin  
JONATHAN B. CONKLIN  
Assistant United States Attorney

ORDER

IT IS SO ORDERED. Good cause having been shown, the hearing set for May 2, 2005, is vacated and continued to June 6, 2005, at 1:30 p.m. Additionally, time shall be excluded by stipulation from the parties and pursuant to 18 USC §§ 3161(h)(8)(A) and 3161(h)(8)(B)(ii).

Dated: April 29, 2005

/s/ OLIVER W. WANGER

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Honorable Oliver W. Wanger  
United States District Court Judge